

CERTIFICATE OF TRANSMISSION BY FACSIMILE (37 CFR 1.8) Applicant(s): Sterte, et al.			Docket No. 2000B001/2
Serial No. 09/755,227	Filing Date January 5, 2001	Examiner David R. Sample	Group Art Unit 1755
Invention: Porous Inorganic Macrostructure Materials and Process for Their Preparation			
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on <u>April 12, 2004</u> (Date)			
<u>Jennifer S. Kalder</u> (Typed or Printed Name of Person Signing Certificate)			
<u>Jennifer S. Kalder</u> (Signature)			
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PTO/SB/21 (09-03)

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<h1>TRANSMITTAL FORM</h1> <p>(to be used for all correspondence after initial filing)</p>	Application Number	09/755,227	
	Filing Date	January 5, 2001	
	First Named Inventor	P. J. Sterta	
	Art Unit	1755	
	Examiner Name	David R. Sample	
Total Number of Pages in This Submission	5	Attorney Docket Number	2000B001/2

ENCLOSURES (check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment / Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input checked="" type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): 1) Petition to Withdraw Holding of Abandonment 2) Certificate of Transmission (by Facsimile)
Remarks		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	Edward F. Sherer Registration No. 29,588 Customer No. 23455
Signature	<i>Edward F. Sherer</i>
Date	April 12, 2004

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on

Typed or printed name	Jennifer S. Kaldor	Date	April 12, 2004
Signature	<i>Jennifer S. Kaldor</i>		

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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APR 12 2004

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Appl. No. : 09/755,227 Confirmation No. 3742
Applicant : STERTE et al.
Filed : January 5, 2001
TC/A.U. : 1755
Examiner : David R. Sample

Docket No. : 2000B001/2
Customer No. : 23455
Title : *Porous Inorganic Macrostructure Materials
and Process for Their Preparation*

Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

PETITION TO WITHDRAW HOLDING OF ABANDONMENT

Applicants respectfully submit that the above-identified application is not abandoned and requests withdrawal of the holding of abandonment. In support thereof, Applicants submit the following:

A. On July 30, 2003, the United States Patent and Trademark Office ("USPTO") mailed to Applicants, a Notice of Abandonment for the above-identified application. The Notice said that the application is abandoned for failure to timely pay the issue fee. Specifically, the Notice said that the issue fee had not been received.

B. Applicants submit that the issue fee was timely paid. Specifically, the issue fee payment, which was due at the USPTO no later than June 25, 2003, was sent by facsimile on June 24, 2003, and the transmission of the issue fee was done in accordance with 37 C.F.R. 1.8(a).

C. 37 C.F.R. 1.8(b) provides that correspondence timely filed by and mailed in accordance with 37 C.F.R. 1.8(a), but not received by the USPTO, will be considered timely if the party who forwarded the correspondence:

- (1) Informs the USPTO of the previous mailing or transmission of the correspondence promptly after becoming aware that the USPTO has no evidence of receipt of the correspondence:
- (2) Supplies an additional copy of the previously mailed or transmitted correspondence and certificate; and

04efs037

- (3) Includes a statement which attests on a personal knowledge basis or to the satisfaction of the Commissioner to the previous timely mailing or transmission. If the correspondence was sent by facsimile transmission, a copy of the sending unit's report confirming transmission may be used to support this statement.

D. As specified in 37 C.F.R. 1.8(b), Applicants submit the following in support of the timely filing of the issue fee payment:

- (1) Applicants hereby notify the USPTO of the June 24, 2003, facsimile transmission of the signed Issue Fee Transmittal with payment;
- (2) Applicants submit a copy of the Issue Fee Transmittal with the Issue Fee, attached hereto as Exhibit A; and
- (3) Applicants submit a copy of the return receipt confirmation sheet for the facsimile transmission of the Issue Fee Transmittal, attached hereto as Exhibit B. Applicants wish to point out that the top of the confirmation sheet shows its receipt at the USPTO on June 24, 2003 at 15:11.

Applicants respectfully submit that the conditions of 37 C.F.R. 1.8(b) have been fulfilled. Withdrawal of the holding of abandonment is respectfully requested.

Respectfully submitted,

April 12, 2004
Date

Edward F. Sherer
Edward F. Sherer
Registration No. 29,588
Attorney for Applicants

ExxonMobil Chemical Company
Law Technology Department
P. O. Box 2149
Baytown, Texas 77522-2149
Telephone No. 281/834-5933
Facsimile No. 281/834-2495

EXHIBIT A

PART B - FEE(S) TRANSMITTAL

Complete and send this form, together with applicable fee(s), to: **Mail** Box ISSUE FEE
Commissioner for Patents
Washington, D.C. 20231
Fax (703)746-4000

INSTRUCTIONS: This form should be used for transmitting the **ISSUE FEE** and **PUBLICATION FEE** (if required). Blocks 1 through 4 should be completed where appropriate. All further correspondence including the Patent, advance orders and notification of maintenance fees will be mailed to the current correspondence address as indicated unless corrected below or directed otherwise in Block 1, by (a) specifying a new correspondence address; and/or (b) indicating a separate "FEE ADDRESS" for maintenance fee notifications.

CURRENT CORRESPONDENCE ADDRESS (Note: Legibly mark-up with any corrections of the Block 1)

23455 7590 03/25/2003

EXXONMOBIL CHEMICAL COMPANY
P O BOX 2149
BAYTOWN, TX 77522-2149

Note: A certificate of mailing can only be used for domestic mailings of the Fee(s) Transmittal. This certificate cannot be used for any other accompanying papers. Each additional paper, such as an assignment or formal drawing, must have its own certificate of mailing or transmission.

Certificate of Mailing or Transmission

I hereby certify that this Fee(s) Transmittal is being deposited with the United States Postal Service with sufficient postage for first class mail in an envelope addressed to the Box Issue Fee address above, or being facsimile transmitted to the USPTO, on the date indicated below.

(Depositor's name)
(Signature)
(Date)

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/755,227	01/05/2001	Per Johan Stene	2000B001	3742

TITLE OF INVENTION: POROUS INORGANIC MACROSTRUCTURE MATERIALS AND PROCESS FOR THEIR PREPARATION

APPLN. TYPE	SMALL ENTITY	ISSUE FEE	PUBLICATION FEE	TOTAL FEE(S) DUE	DATE DUE
nonprovisional	NO	\$1300	\$300	\$1600	06/25/2003

EXAMINER	ART UNIT	CLASS-SUBCLASS
SAMPLE, DAVID R	1755	423-716000

1. Change of correspondence address or indication of "Fee Address" (37 CFR 1.363).

- ☐ Change of correspondence address (or Change of Correspondence Address form PTO/SB/122) attached.
☐ "Fee Address" indication (or "Fee Address" Indication form PTO/SB/47; Rev 03-02 or more recent) attached. Use of a Customer Number is required.

2. For printing on the patent front page, list (1) the names of up to 3 registered patent attorneys or agents OR, alternatively, (2) the name of a single firm (having as a member a registered attorney or agent) and the names of up to 2 registered patent attorneys or agents. If no name is listed, no name will be printed.

1	_____
2	_____
3	_____

3. ASSIGNEE NAME AND RESIDENCE DATA TO BE PRINTED ON THE PATENT (print or type)

PLEASE NOTE: Unless an assignee is identified below, no assignee data will appear on the patent. Inclusion of assignee data is only appropriate when an assignment has been previously submitted to the USPTO or is being submitted under separate cover. Completion of this form is NOT a substitute for filing an assignment.

(A) NAME OF ASSIGNEE

(B) RESIDENCE: (CITY and STATE OR COUNTRY)

ExxonMobil Chemical Patents Inc. Houston, TX

Please check the appropriate assignee category or categories (will not be printed on the patent) ☐ individual ☒ corporation or other private group entity ☐ government

4a. The following fee(s) are enclosed:

- ☒ Issue Fee
☒ Publication Fee
☐ Advance Order - # of Copies _____

4b. Payment of Fee(s):

- ☐ A check in the amount of the fee(s) is enclosed.
☒ Payment by credit card. Form PTO-2038 is attached.
☐ The Commissioner is hereby authorized by charge the required fee(s), or credit any overpayment, to Deposit Account Number 02-1712 (enclose an extra copy of this form).

Commissioner for Patents is requested to apply the Issue Fee and Publication Fee (if any) or to re-apply any previously paid issue fee to the application identified above.

(Authorized Signature)

(Date)

Edward F. Sherr June 24, 2003

NOTE: The Issue Fee and Publication Fee (if required) will not be accepted from anyone other than the applicant, a registered attorney or agent; or the assignee or other party in interest as shown by the records of the United States Patent and Trademark Office.

This collection of information is required by 37 CFR 1.311. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, Washington, D.C. 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, Washington, DC 20231.

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PATENT TRADEMARK OFFICE

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***** -OJ- JOURNAL- ***** DATE JUN-24-2003 TIME 15:11 *****

MODE = MEMORY TRANSMISSION

START=JUN-24 15:09

END=JUN-24 15:11

FILE NO.=381

EXHIBIT B

STN NO.	COMM.	ONE-TOUCH/ ABR NO.	STATION NAME/TEL NO.	PAGES	DURATION
001	OK	*	917838729311	002/002	00:01:15

CERTIFICATE OF TRANSMISSION BY FACSIMILE (37 CFR 1.8)**EXXONMOBIL CHEMICAL COMPANY****Law Technology Group**DATE: June 24, 2003# of Pages: 2 (incl. cover sheet)

TO: Box ISSUE FEE	
COMPANY: USPTO	FAX No.: (703) 872-9311
LOCATION: Washington, D.C.	Phone No.: (703) 308-3823
FROM: Edward P. Sherer, Registration No. 29,588	
COMPANY: ExxonMobil Chemical Company	Fax No.: (281) 834-2495
LOCATION: Baytown, Texas	Phone No.: (281) 834-5933

*** * * * OFFICIAL FILING * * * ***

RE: Issue Fee

Applicant(s): **Per Johan Sterte, et al**

Serial No.: **09/755,227**

Filing Date: **January 5, 2001**

Our Docket No.: **2000B001**

Examiner: **SAMPLE, David R.**

Art Unit No.: **1755**

Invention: **"Porous Inorganic Macrostructure Materials and Process For Their Preparation"**

I hereby certify that this Issue Fee is being facsimile transmitted to the United States Patent and Trademark Office (Fax No. 703/872-9311) on June 24, 2003.

Brenda L. Lopez
Brenda L. Lopez
Telephone: (281) 834-5971

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